

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 22-14062-CR-MARTINEZ/MAYNARD

UNITED STATES OF AMERICA

vs.

FELICITO VELA-GARCIA,

Defendant.

**ORDER ADOPTING MAGISTRATE'S
REPORT AND RECOMMENDATION ON CHANGE OF PLEA**

THIS CAUSE came before the Court upon the Order of Reference from the District Court to conduct a Change of Plea Hearing before a Magistrate Judge.

THE MATTER was heard in front of Magistrate Judge Shaniek M. Maynard on December 16, 2022 [ECF No: 19] at the request of the Defendant, the Defendant's Attorney, and the Assistant United States Attorney assigned to this case. A Report and Recommendation was filed on December 30, 2022, [ECF No: 23], recommending that the Defendant's plea of guilty be accepted. The Defendant and the Government were afforded the opportunity to file objections to the Report and Recommendation, however none were filed. The Court has conducted a de novo review of the entire file and after careful consideration, the Court affirms and adopts the Report and Recommendation. Accordingly, it is hereby:

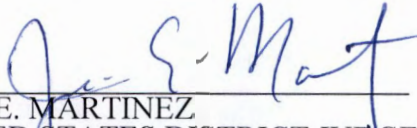
ORDERED AND ADJUDGED that the Report and Recommendation [ECF No: 23] of United States Magistrate Judge Shaniek M. Maynard, is hereby **AFFIRMED** and **ADOPTED** in its entirety.

The Defendant is adjudged guilty of Count One and Two of the Indictment. Count One charges him with POSSESSION OF A FIREARM BY AN ALIEN, in violation of 18 U.S.C. § 922(g)(5)(A). Count Two charges the Defendant with PREVIOUSLY REMOVED ALIEN FOUND IN THE UNITED STATES, in violation of 18 U.S.C. § 1326(a). The Defendant acknowledged that he understood the statutory penalties that apply in his case.

Sentencing has been set in this matter on **Tuesday, March 14, 2023, at 11:00 a.m.,**

before the Honorable District Judge Jose E. Martinez, at the Alto Lee Adams, Sr. United States Courthouse, 101 South U.S. Highway 1, Ft. Pierce, Florida 34950.

DONE AND ORDERED in Chambers at Miami, Florida, this 19 day of January 2023.



JOSE E. MARTINEZ
UNITED STATES DISTRICT JUDGE

cc:

Hon. Magistrate Shaniek Maynard
All Counsel of Record
U.S. Probation Office